

RESOLUTION NO. 2008-86

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE CITY  
MANAGER TO EXECUTE AN AGREEMENT FOR THE ASSIGNMENT OF  
RIGHTS RELATED TO AND AMENDING THE SEATTLE CITY LIGHT  
CAPACITY AND ENERGY THIRD PHASE AGREEMENT

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WHEREAS, the City of Lodi and various other Northern California Power Agency ("NCPA") members are parties to the Seattle City Light Third Phase Agreement (SCL Agreement); and

WHEREAS, three of the signatories to the SCL Agreement (Roseville, Palo Alto, and Healdsburg) have offered their rights in the SCL Agreement to other NCPA members; and

WHEREAS, the city of Santa Clara expressed interest in assuming the rights of such parties to the SCL Agreement and they were the only party to do so; and

WHEREAS, NCPA's General Counsel prepared an Agreement for the Assignment of Rights Related to and Amending the Seattle City Light Capacity and Energy Third Phase Agreement (SCL Amendment) to effectuate the transaction contemplated above; and

WHEREAS, Lodi is not involved directly in the transfer of SCL rights, but as an original signatory to the SCL Agreement, it is required to sign the SCL Amendment; and

WHEREAS, there is no cost to Lodi related to the proposed transaction and the SCL Amendment.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby approves the Agreement for the Assignment of Rights Related to and Amending the Seattle City Light Capacity and Energy Third Phase Agreement (SCL Amendment), authorizes the City Manager or his designee to execute **the** SCL Amendment, and empowers the Electric Utility Director or his designee to administer the SCL Amendment in accordance with its terms.

Dated: May 21, 2008

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I hereby certify that Resolution No. 2008-86 was passed and adopted by the Lodi City Council of the City of Lodi in a regular meeting held May 21, 2008, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Johnson, Katzakian, and  
Mayor Mounce

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – Hitchcock

ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL  
City Clerk